

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office.....

OCT 14 1959

Returned to applicant for correction.....

Corrected application filed.....

Map filed OCT 14 1959

The applicant..... Doris T. Shellabarger  
 of..... Kingsbury Grade....., County of..... Douglas  
 State of..... Nevada....., hereby makes application for permission to change the  
 point of diversion and place of use  
 of water heretofore appropriated under Proof No. 02388 as appears in Case No. 1927  
 1st Judicial District Court, Douglas County, Nevada.  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

## (Edgewood)

1. The source of water is..... Smalls/Creek  
(Name of stream, lake or other source.)
2. The amount of water to be changed 0.36 second feet or 64.8 AF. per annum  
(Second feet, acre-feet.)
3. The water to be used for domestic and irrigation and stockwatering (DHA)  
(If for stock state number and kind of animals.)
4. The water heretofore used for domestic and irrigation and stockwatering (DHA)  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of Section 25, T. 13 N., R. 18 E., M.D.B.&M. A point from which the NW Corner of said Sec. 25.

(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section-corner. If on unsurveyed land, it should be stated.)  
 bears N. 35° 59' 09" W. a distance of 673.49 feet.

6. The existing point of diversion is located within the NE $\frac{1}{4}$ , NE $\frac{1}{4}$  Section 26, T. 13 N., R. 18 E., M.D.B.&M., or at a point from which the N $\frac{1}{4}$  corner of Sec. 26.
- (If point of diversion is not changed, do not answer.)  
 bears N. 65° 36' 45" W. a distance of 2374.56 feet.

7. Proposed place of use... Approximately 15.0 acres in a portion of the  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

N $\frac{1}{2}$ , NE $\frac{1}{4}$  of Section 26, T. 13 N., R. 18 E., M.D.B.&M.

8. Existing place of use..... 14.4 acres as follows: 8.6 acres in the SW $\frac{1}{4}$ , SE $\frac{1}{4}$  of Section 23 and 3.2 acres in the NE $\frac{1}{4}$ , NE $\frac{1}{4}$  of Section 26 and 2.6 acres in NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of Section 26, T. 13 N., R. 18 E., M.D.B.&M.

9. Use will be from..... as decreed..... to..... of each year.  
(Month) (Month)
10. Use has been from..... as decreed..... to..... of each year.  
(Month) (Month)

11. Description of proposed works.

Diversion Box and 4" pipeline

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works..... \$2000.00

13. Estimated time required to construct works..... 4 years

14. Remarks.....

Compared HS/LB HS/BW Applicant Doris T. Shellabarger

Protested on Feb. 24, 1960 by Park Cattle Co.

Protested on Mar. 4, 1960 by Alvin By S/ Donald H. Allen

& Lucille K. Delaney

Protested on March 14, 1960 by Earle F. Pankost; Mar. 21, 1960 by Lindberg Inv. Co

Protest overruled. See \_\_\_\_\_

Ruling No. 423 APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and the place of use of the waters of Small's (Edgewood) Creek as heretofore granted under Certificate No. 357, Proof No. 02388 Small's (Edgewood) Creek Decree, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and weir must be installed at or near the new point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.18 cubic feet per second, or 32.4 acre-feet per annum.

Actual construction work shall begin on or before July 24, 1961

Proof of commencement of work shall be filed before August 24, 1961

Work must be prosecuted with reasonable diligence and be completed on or before July 24, 1962

Proof of completion of work shall be filed before August 24, 1962

Application of water to beneficial use shall be made on or before July 24, 1964

Proof of the application of water to beneficial use shall be filed on or before August 24, 1964

Map in support of proof of beneficial use shall be filed on or before August 24, 1964

Commencement of work filed AUG 14 1962

Completion of work filed AUG 14 1962

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

WITNESS MY HAND AND SEAL this 24th day

of January, 1961

State Engineer

2407

NOV 14 1965

BECAUSE OF FAILURE

APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT